

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
CIVIL CASE NO. 3:06cv43

DAVID T. WILSON,)
)
Plaintiff,)
)
vs.)
)
MICHAEL J. ASTRUE,)
Commissioner of Social Security,)
)
Defendant.)
)
)

JUDGMENT

For the reasons set forth in the Memorandum and Order filed herewith,
IT IS, THEREFORE, ORDERED that the Plaintiff's Motion for Summary
Judgment [Doc. 18] is **GRANTED** to the extent that the Plaintiff seeks reversal
of the Commissioner's decision denying him disability benefits. To the extent
that the Plaintiff seeks an immediate award of benefits, the Plaintiff's Motion
[Doc. 18] is **DENIED**.

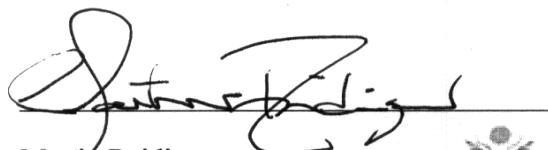
Pursuant to the power of this Court to enter a judgment affirming,
modifying or reversing the decision of the Commissioner under Sentence Four

of 42 U.S.C. § 405(g), the decision of the Commissioner is **REVERSED**, and this case is hereby **REMANDED** to the Commissioner for further administrative action consistent herewith and with the accompanying Memorandum of Decision and Order.

IT IS FURTHER ORDERED that the Defendant's Motion for Summary Judgment [Doc. 20] is **DENIED**.

IT IS SO ORDERED.

Signed: April 21, 2009



Martin Reidinger
United States District Judge

